(Spl.-H.C.A.S.,C.D.,78-e)

FARAD CONTINUATION SHEET NO.
IN THE HIGH COURT OF BOMBAY AT GOA
APPELLATE SIDE

WRIT PETITION NO. 72 OF 2004

Office Note, Office Memoranda of Quorum, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's Orders

Shri N. Costa Frias, advocate for the petitione.

Shri S. S. Kantak, advocate for respondent no.1.

Shri M. S. Sonak, advocate for respondent no.2.

Shri J. A. Lobo, advocate for respondent no.3.

Shri S. G. Bhobe, advocate for respondent no. 4.

CORAM : S. A. BOBDE &
N. A. BRITTO, JJ.

DATE : 21st June, 2004

P.C.:

By this petition the petitioner's grievance seema to be that the passages and open spaces between the houses of the petitioner and respondent nos.2, 3 and 4 have been obstructed, as a result of which the petitioner's easementary rights of light and air are affected adversely.

2. We are of the view that this is a matter for which the alternative remedy of a civil suit exists and would be appropriate.

3. Hence, the petition is dismissed with liberty to the petitioner to approach the civil court.

S. A. BOBDE, J.

N. A. BRITTO, J.

mc.